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ATTORNEYS FOR PLAINTIFFS
DAVID McKAY, SHEILA McKAY and THE ESTATE OF JOHN McKAY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DAVID McKAY, SHEILA McKAY and THE
ESTATE OF JOHN McKAY,

Plaintiffs,

v.

CHRISTIAN HAGESETH, FRANK GRUICH,
JR., GRUICH PHARMACY SHOPPE, JRB
SOLUTIONS, INC., JRB HEALTH
SOLUTIONS, LLC, BENJAMIN KREIS and
GREG TUTTLE,

Defendants.

Case No. C 06 1377 MMC

**STIPULATED REQUEST FOR AN
ORDER CHANGING PLAINTIFFS' TIME
TO COMPEL FURTHER RESPONSES TO
FACTUAL DISCOVERY FROM JRB
HEALTH SOLUTIONS DEFENDANTS
AND ~~PROPOSED~~ ORDER**

WHEREAS, plaintiffs served Special Interrogatories Set Three and Four, and Requests for Admissions, Set Two;

WHEREAS, the parties engaged an a recorded, oral meet and confer meeting on May 7, 2007 concerning JRB Health Solutions' responses to the above discovery;

WHEREAS, JRB Health Solutions agreed to provide further responses to the above discovery;

WHEREAS, the responses that JRB Health Solutions has agreed to provide may eliminate the need for a motion to compel further responses from JRB Health Solutions;

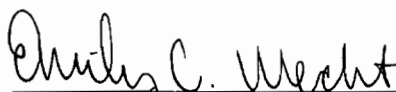
WHEREAS, under this Court's local rules, plaintiffs' last day to bring a motion to compel factual discovery responses is May 22, 2007;

1 WHEREAS, the trial date is October 1, 2007 and an Order changing plaintiffs' time to
 2 bring a motion to compel factual discovery responses will have no effect on the trial date or any
 3 other deadlines in this case;

4 The parties hereby stipulate that JRB Health Solutions shall provide further responses to
 5 plaintiffs' Special Interrogatories Set Three and Four, and Requests for Admissions, Set Two by
 6 May 24, 2007. Plaintiffs shall have until June 5, 2007 to bring a motion to compel the same.

7 Dated: May 11, 2007

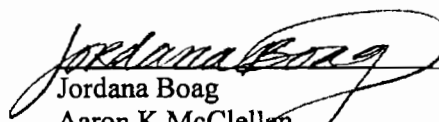
WALKUP, MELODIA, KELLY,
 WECHT & SCHOENBERGER



Matthew D. Davis
 Melinda T. Derish
 Emily C. Wecht
 Attorneys for Plaintiffs

13 Dated:

MURPHY, PEARSON, BRADLEY, &
 FEENEY



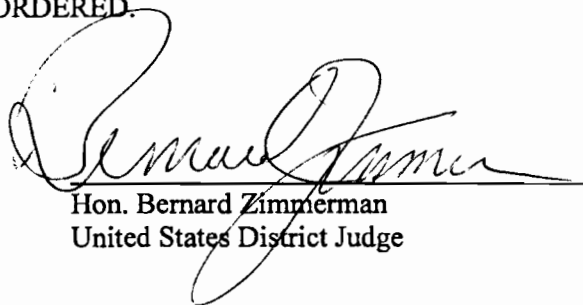
Jordana Boag
 Aaron K McClellan
 Attorneys for Defendant JRB Health Solutions,
 LLC

19 **[PROPOSED] ORDER**

20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated:

21 May 17, 2007


 Hon. Bernard Zimmerman
 United States District Judge